	Application No.	Applicant(s)	
	10/539,237	BLANN ET AL.	
Notice of Allowability	Examiner	Art Unit	
•	Caixia Lu	1713	
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The MAILING DATE of this communication app All claims being allowable, PROSECUTION ON THE MERITS IS herewith (or previously mailed), a Notice of Allowance (PTOL-85 NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT F of the Office or upon petition by the applicant. See 37 CFR 1.31	S (OR REMAINS) CLOSED in b) or other appropriate common RIGHTS. This application is s	n this application. If not included unication will be mailed in due course. 1	FHIS nitiativ
1. $igstyle igstyle igstyle$ This communication is responsive to $Amendment filed Ju$	<u>ne 11, 2007</u> .		
2. ⊠ The allowed claim(s) is/are <u>1-5<b>5</b></u> ct 58-59			
<ul> <li>3.  Acknowledgment is made of a claim for foreign priority u</li> <li>a)  All b)  Some* c)  None of the:</li> <li>1.  Certified copies of the priority documents hav</li> </ul>		or (f).	
2. ☐ Certified copies of the priority documents hav		n No	
3. ⊠ Copies of the certified copies of the priority do	• •		tho
International Bureau (PCT Rule 17.2(a)).	ocuments have been receive	um uns national stage application from	uie
* Certified copies not received:			
Applicant has THREE MONTHS FROM THE "MAILING DATE" noted below. Failure to timely comply will result in ABANDONI THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.		a reply complying with the requirement	ts
4. A SUBSTITUTE OATH OR DECLARATION must be submineformal patent application (PTO-152) which give	nitted. Note the attached EXA ves reason(s) why the oath o	AMINER'S AMENDMENT or NOTICE C declaration is deficient.	F
5. 🔲 CORRECTED DRAWINGS ( as "replacement sheets") mu	ıst be submitted.		
(a) I including changes required by the Notice of Draftsper	rson's Patent Drawing Reviev	v ( PTO-948) attached .	•
1) 🗌 hereto or 2) 📗 to Paper No./Mail Date	 _•		
(b) ☐ including changes required by the attached Examiner Paper No./Mail Date	r's Amendment / Comment or	in the Office action of	
Identifying indicia such as the application number (see 37 CFR each sheet. Replacement sheet(s) should be labeled as such in	1.84(c)) should be written on t the header according to 37 CF	he drawings in the front (not the back) of R 1.121(d).	
<ol> <li>DEPOSIT OF and/or INFORMATION about the deposit attached Examiner's comment regarding REQUIREMENT</li> </ol>	OSIT OF BIOLOGICAL MATE FOR THE DEPOSIT OF BIO	ERIAL must be submitted. Note the DLOGICAL MATERIAL.	
•			
•			
Attachment(s)		·	
1. Notice of References Cited (PTO-892)	,	formal Patent Application	
2. Notice of Draftperson's Patent Drawing Review (PTO-948)	6. ∐ Interview S Paper No.	ummary (PTO-413), Mail Date	
3. Information Disclosure Statements (PTO/SB/08),	7.  Examiner's	Amendment/Comment	
Paper No./Mail Date  4. ☐ Examiner's Comment Regarding Requirement for Deposit	8. 🛛 Examiner's	Statement of Reasons for Allowance	
of Biological Material	9.	_	
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		-	

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## **REASONS FOR ALLOWANCE**

1. The following is an examiner's statement of reasons for allowance:

Applicants have filed the Terminal Disclaimer over pending application SN 10/539,517 and thus over come the double patenting rejection of the record. The newly amended claims have overcome all of the rejections under 35 USC 112, 2<sup>nd</sup> paragraph and are now in the condition for allowance.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Caixia Lu whose telephone number is (571) 272-1106. The examiner can normally be reached on 9:00 a.m. to 5:30 p.m..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David Wu can be reached on (571) 272-1114. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Caixia Lu, Ph. D. Primary Examiner Art Unit 1713

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